

# **Exhibit O**

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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DAVID AGOADO, LEEANN MCNALLY, CRAIG  
MOORE, CHRIS PIERRE, THOMAS SHARKEY, and  
DOREEN VAZQUEZ individually and on behalf of all  
other similarly situated,

Case No. 2:14-cv-00018-JMA-AKT

Plaintiffs,

-against-

MIDLAND FUNDING, LLC d/b/a as MIDLAND  
FUNDING OF DELAWARE, LLC, and MIDLAND  
CREDIT MANAGEMENT, INC., RUBIN &  
ROTHMAN, LLC, FORSTER & GARBUS LLP,  
COHEN & SLAMOWITZ, LLP, PRESSLER &  
PRESSLER LLP,

Defendants.

**AFFIRMATION OF DAVID  
COHEN IN SUPPORT OF  
DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT**

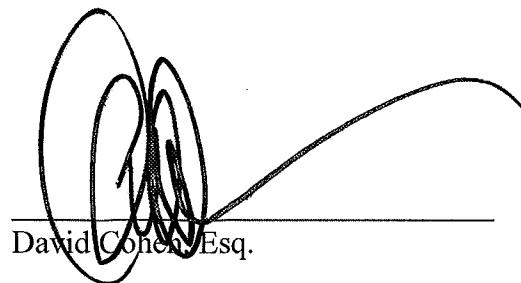
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DAVID COHEN a partner at the law firm of Selip & Stylianou, LLP, affirms the  
following under penalties of perjury:

1. I am a member of the law firm of Selip & Stylianou LLP (formerly known as Cohen & Slamowitz) I am fully familiar with the facts and circumstances of the within action by virtue of my review of the file maintained by this office.
2. As I testified in my deposition, it is my regular custom and practice to review all documents and the client affidavit prior to filing suit and for default judgment.
3. With regard to the underlying collection action against David Agoado, I do not have a specific recollection as to what I reviewed, except that I am certain I followed my regular custom and practice of reviewing all documents and the client affidavit, and I have no reason whatsoever to believe that I did not review the documents and affidavit prior to seeking the default judgment.

4. The documents available to this firm with respect to David Agoado include, but are not limited to, the documents included in the Affirmation of Joseph Francoeur as Exhibits D, F, G, H, I, J, K, L, M, and N.

Dated: New York, New York  
November 29, 2021



A handwritten signature in black ink, appearing to read "David Cohen Esq.", is written over a horizontal line. The signature is fluid and cursive, with a large, stylized initial 'D' on the left and a more formal 'Cohen Esq.' on the right.